



RP/2775
2675
PATENT #3
(5150-44300) 1-26-01
RECEIVED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Vazquez et al.

Serial No. 09/595,003

Filed: June 13, 2000

For: System and Method for
Automatically Generating a
Graphical Program to Implement
a Prototype

§ Atty. Dkt. No.: 5150-44300
§ Examiner: Unknown
§ Group: 2775

JAN 22 2001
Group 2600

Certificate of Mailing 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

11/2/2001
Date Jeffrey C. Hood

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
JAN 23 2001
Technology Center 2100

Sir:

Applicant requests consideration of ☒ the references listed on the attached Form PTO-1449 and/or ☐ the additional information identified below in paragraph 3. A copy of each reference listed on the Form PTO-1449 is enclosed.

1. This Information Disclosure Statement is submitted:
- a. ☐ within 3 months of the filing date of the above identified application, or ☐ within 3 months of entry into National stage prosecution of an International application, or ☒ before the mailing date of the first Office Action on the merits, and thus no certification and/or fee is required.
 - b. ☐ after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus:

- ☐ the certification of paragraph 2 below is provided, or
☐ a fee of \$180.00 is enclosed.
- c. ☐ after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus:
- ☐ the certification of paragraph 2 below is provided, and
☐ a Petition and fee of \$130.00 are enclosed.
2. It is hereby certified:
- ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three months prior to the filing of the Statement.
3. ☐ Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:
4. For each non-English language reference listed on the attached Form PTO-1449:
- ☐ reference is made to an English language translation submitted herewith, and/or
- ☐ reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
- ☐ reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or
- ☐ reference is made to the concise explanation contained in the specification of the present application at page(s) _____, and/or
- ☐ reference is made to the concise explanation set forth below:
5. ☒ Applicant also offers the following comments for the Examiner's consideration:
- Patent No. 6,094,526 to Marrion was technically withdrawn prior to issue. However, due to the very late filing of a petition to withdraw, the text of this

patent was available on the U.S. PTO web site for a lengthy time and the text of this patent is still available on the IBM patent web site at www.delphin.com. Thus, Applicant believes this "patent" may qualify as prior art.

6. ☐ Also enclosed is a copy of a foreign search report citing these references.
7. ☐ The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.
8. ☐ Applicant(s) request that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Conley, Rose & Tayon, P.C. Deposit Account No. 501505/5150-44300/JCH.

Respectfully submitted,



Jeffrey C. Hood
Reg. No. 35,198
Attorney for Applicant(s)

CONLEY, ROSE & TAYON, P.C.
P. O. BOX 398
AUSTIN, TEXAS 78767-0398
(512) 476-1400

Date: 1/12/2001